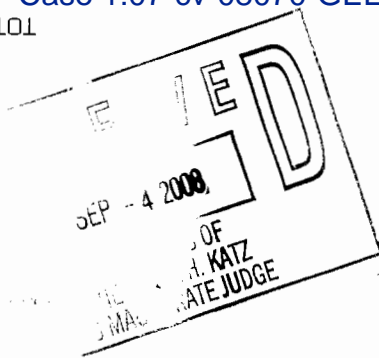
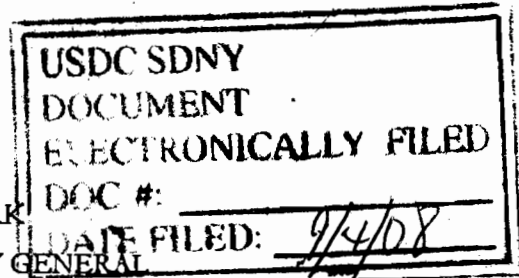


TOTAL P.02



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL



**MEMO ENDORSED**

ANDREW J. LEACH  
Attorney General

September 4, 2008

LESLIE G. LEACH  
Executive Deputy Attorney General  
Division of State Counsel

JUNE DUFFY  
Assistant Attorney General in Charge  
Litigation Bureau

Via Fax (212)805-7932  
Hon. Theodore H. Katz  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: Land v Kaufman, et. al.  
07CV8070(GEL)(THK)  
Pro Se

Dear Judge Katz:

This letter is written on behalf of defendants, New York State Corrections Officers David Kaufman and Michael J. Miller, employees of the New York State Department of Correctional Services ("DOCS"), respectfully to request a further extension of time from September 10, 2008 until September 26, 2008 to submit a dispositive motion. One previous request was made for such an extension. I did not obtain pro se plaintiff's consent prior to making this application because he is incarcerated.

Depositions under a time deadline conducted in an inmate suicide case delayed review of plaintiff's deposition transcript prior to the start of my previously scheduled vacation on August 25<sup>th</sup>.

If the above extension is granted, defendants suggest a concomitant enlargement of time until November 10<sup>th</sup> for submission of plaintiff's opposition papers and November 24<sup>th</sup> for submission of defendants' reply papers. These dates are consistent with the time intervals for submission of dispositive motions reflected in the scheduling order dated February 6, 2008.

Respectfully submitted,

*[Signature]*  
Donald Nowve

Assistant Attorney General

(212)416-8227

*Defendants' motion shall be filed by September 26, 2008. Any response shall be filed by October 27, 2008. Any reply shall be filed by November 8, 2008.*

c: Ricky Land  
Plaintiff pro se

**SO ORDERED**

*[Signature]*  
THEODORE H. KATZ

UNITED STATES MAGISTRATE JUDGE  
120 Broadway, New York, NY 10038 • Phone: (212) 416-8610 • Fax: (212) 415-6075 • Not For Service of Papers  
<http://www.oag.state.ny.us>

COPIES MAILED TO COUNSEL OF RECORD ON 9/4/08